



IFW

PATENT  
Customer No. 22,852  
Attorney Docket No. 09741.0007-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
WONG, Norman et al. )  
)  
Application No.: 10/575,406 )  
)  
Filed: April 7, 2006 )  
)  
For: TREATMENT OF DISEASES )  
ASSOCIATED WITH THE EGR-1 )  
ENHANCER ELEMENT )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed within three months of the date of entry of the national stage in an international application and before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached. Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 18, 2006

By:   
Konstantin Linnik (Reg. No. 56,309)

for:

Leslie A. McDonell  
Reg. No. 34,872

IDS Form PTO/SB/08: Substitute for form 1449A/PTO  <div style="text-align: center;"><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></div> <div style="text-align: center; font-size: small;">(Use as many sheets as necessary)</div>			<b>Complete if Known</b>	
			<i>Application Number</i>	10/575,406
			<i>Filing Date</i>	April 7, 2006
			<i>First Named Inventor</i>	Norman WONG
			<i>Art Unit</i>	Not Yet Assigned
			<i>Examiner Name</i>	Not Yet Assigned
			<i>Attorney Docket Number</i>	09741.0007-00000

O I P E  
 MAY 19 2006  
 PATENT & TRADEMARK OFFICE

Sheet	1	of	1
-------	---	----	---

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		International Search Report for International Application No. PCT/CA2004/001818, mailed from the International Searching Authority on February 28, 2005.	
		Ragione, et al., "Antioxidants Induce Different Phenotypes By A Distinct Modulation of Signal Transduction," <i>FEBS Letters</i> , 532:289-294 (2002)	
		Ragione, et al., "p21 <sup>Cip1</sup> Gene Expression Is Modulated By Erg1," <i>J. Biol. Chem.</i> , 278(26): 23360-23368 (2003)	
		Quinones, et al., "The <i>Egr-1</i> Gene Is Induced by DNA-Damaging Agents and None-Genotoxic Drugs in Both Normal and Neoplastic Human Cells," <i>Life Sciences</i> , 72:2975-2992 (2003)	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.